

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 34506

STATE OF IDAHO,)	2008 Unpublished Opinion No. 491
)	
Plaintiff-Respondent,)	Filed: June 2, 2008
)	
v.)	Stephen W. Kenyon, Clerk
)	
JASON McKAIN,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fifth Judicial District, State of Idaho, Jerome County. Hon. John K. Butler, District Judge.

Judgment of conviction and unified sentence of fifteen years, with a minimum period of confinement of five years, suspended, and defendant placed on probation for fifteen years for enticement of children under the age of sixteen over the Internet, affirmed.

Molly J. Huskey, State Appellate Public Defender; Sara B. Thomas, Chief, Appellate Unit, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Kenneth K. Jorgensen, Deputy Attorney General, Boise, for respondent.

PER CURIAM

Jason McKain was convicted of enticement of children under the age of sixteen over the Internet, Idaho Code § 18-1509A. The district court imposed a unified sentence of fifteen years, with a minimum period of confinement of five years, suspended the sentence and placed McKain on probation for a term of fifteen years. McKain appeals, contending that the term of probation is excessive.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of a sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing

the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, McKain's judgment of conviction and sentence are affirmed.